12/06/04)

THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Eric Zimmermann

SERIAL NO.:

10/750,577

GROUP: 3634

FILED:

December 29, 2003

FOR:

PORTAL COVERING DEVICE HAVING A HANDLE DRIVE

MECHANISM

Office Of Petitions Box DAC Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION TO CORRECT UNINTENTIONALLY DELAYED CLAIM OF PRIORITY

SIR:

Enclosed please find a copy of a preliminary amendment correcting the previously filed claim of priority. The Commissioner is hereby authorized to charge the fee relating to 37 C.F.R. 1.17 (t) to Collard & Roe, P.C.'s deposit account of 03-2468. The Commissioner is hereby authorized to Charge Collard & Roe, P.C.'s deposit account for any additional payment or to credit any overpayment this account.

The entire delay between the date the claim was due under 37 C.F.R. 1.78 (a) (2) and 37 C.F.R. 1.78 (a) (5) and the date in correcting this claim of priority and for filing the correct priority was unintentional. The Commissioner is hereby authorized to charge any additional fee to Collard & Roe, P.C.'s deposit account of 03-2468.

1370.00 DA

APPLICANTS:

Eric Zimmermann

SERIAL NO.:

10/750,577

PETITION TO CORRECT PRIORITY CLAIM

Entry of this petition and the enclosed preliminary amendment is respectfully requested.

Respectfully submitted,

Eric ZIMMERMANN

By: <u>\</u>

illiam C. Collard, Reg. No. 38,411

Attorney for Applicant COLLARD & ROE, P.C.

1077 Northern Boulevard

Roslyn, NY 11576 (516) 365-9802

Enclosed: Copy of Preliminary Amendment

EXPRESS MAIL NO. EV 590259347 US Date of Deposit: December 3, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above, and is addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

William C Collard

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: ZIMMERMANN PCT US

SERIAL NO: 10/750,577

FILED: December 29, 2003 Group 3634

TITLE: PORTAL COVERING DEVICE HAVING A HANDLE DRIVE MECHANISM

PRELIMINARY AMENDMENT

ATT: BOX AMENDMENT

Assistant Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Preliminary to the Examination of this patent application, please amend the above-identified application as follows:

Amendment to the Specification Begin on Page 2 of this Paper Remarks/Arguments begin on page 3 of this paper.

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IN THE SPECIFICATION:

On page 1 above line 1 please delete the paragraph under "CROSS REFERENCE TO RELATED APPLICATIONS" and replace it the following paragraph:

-- CROSS REFERENCE TO RELATED APPLICATIONS

This application is a continuation in part application of international application No. PCT/US02/20917 filed on July 1, 2002 which is a continuation in part application of U.S. Patent Application Serial No. 09/896,744 filed on June 29, 2001 now issued as U.S. Patent No. 6,574,921 on June 10, 2003.--

REMARKS

Entry of this preliminary amendment is respectfully requested in view of the above amendments. The information relating to this claim for priority was correctly listed on the declaration and power of attorney and also on the transmittal letter. Entry of this amendment is therefore respectfully requested.

> Respectfully submitted, ZIMMERMANN PCT US

William C. Collard Registration No. 38,411 Allison C. Collard Registration No. 22,532 Edward R. Freedman Registration No. 26,048 COLLARD & ROE, P.C. Roslyn, New York 11576 Attorney for Applicants

1077 Northern Boulevard (516) 365-9802 WCC

ENCL: COPY OF PETITION

EXPRESS MAIL NO. EV 590259355 US Date of Deposit: December 3, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above, and is addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

WILLIAM C. COLLARD